

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION

FILED
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U.S. DISTRICT COURT
N.D. OF ALABAMA

ROBERT BLACK,

Plaintiff,

vs.

CV-01-RR-0398-NE

RALPH HOOKS, Warden;

AUTY NEWSOME, and

JIMMY SCOTT,

Defendants.

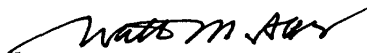
ENTERED
AUG 30 2001

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on July 27, 2001, recommending that this action, filed pursuant to 42 U.S.C. § 1983, be dismissed for failure to state a claim upon which relief can be granted, pursuant to 28 U.S.C. § 1915A(b). No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed for failure to state a claim upon which relief can be granted, pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DATED this 30th day of August, 2001.



WILLIAM M. ACKER, JR.
UNITED STATES DISTRICT JUDGE